

**REMARKS**

**INTRODUCTION**

In accordance with the foregoing, claims 1, 4, 6, 9, 11, 14, 19, 22, 24, 27, 29, 32, and 37 have been amended. No new matter is being presented, and approval and entry are respectfully requested.

Claims 1-16, 19-34, and 37-41 are pending and under consideration. Reconsideration is respectfully requested.

**ALLOWABLE SUBJECT MATTER**

In the Office Action at pages 4-5, numbered items 5-8, the Examiner has indicated that claims 38 through 41 are allowable. Further, the Examiner indicated that claim 37 was objected to, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Applicant has rewritten claim 37 to include all of the limitations of base claim 19. Accordingly, Applicant respectfully submits that claims 37-41 are in condition for allowance.

**REJECTION UNDER 35 U.S.C. §102(e)**

In the Office Action, at pages 2-3, numbered item 3, claims 1-16 and 19-34 were rejected under 35 U.S.C. §102(e) as being anticipated U.S. Patent No. 5,752,050 to Hernandez, et al. This rejection is traversed and reconsideration is requested.

Amended independent claim 1 is directed to an information processing apparatus to drive a plurality of driving means according to data to be processed. In its amended form, independent claim 1 recites that the plurality of driving means is driven according to "data obtained by an application program and to be processed by the application program" where the information processing apparatus comprises "a detection unit to detect a type of the data obtained by the application program" and "a plurality of power control units, each of which to control a corresponding one of the plurality of driving means according to said type of the data obtained by the application program." Support for this amendment can be found in the originally filed Specification, at least at page 19, lines 17-36. Independent claims 4, 6, 9, 11, 14, 19, 22, 24, 27, 29, and 32 have been similarly amended. The respective dependent claims have also been

similarly amended.

In the outstanding Office Action at pages 2-3, numbered item 3, the Examiner appears to have equated the "event" of Hernandez, et al. with the "data" of the claimed invention. Applicant respectfully disagrees with the Examiner's position.

Col. 3, lines 10-12 and 18-23 of Hernandez, et al. teach that event filter 11 generates an event. This event of Hernandez, et al. is not an application program, but a system program. The event of Hernandez, et al. is then processed by an event manager 13 and device drivers that are different from the event filter 11. According to Hernandez, et al., this processing is not handled by an application program.

In contrast, in the present invention, the claimed data is obtained by an application program, and the data is to be processed by the application program. Thus, Hernandez, et al. fails to teach or suggest controlling a driving means according to a type of data obtained by an application program and to be processed by the application, as set forth in the pending claims. For at least this reason, Applicant respectfully submits that amended independent claims 1, 4, 6, 9, 11, 14, 19, 22, 24, 27, 29, and 32 and the claims depending therefrom patentably distinguish over the prior art and are in condition for allowance.

## **CONCLUSION**

In accordance with the foregoing, it is respectfully submitted that all outstanding objections and rejections have been overcome and/or rendered moot. And further, that all pending claims patentably distinguish over the prior art. Thus, there being no further outstanding objections or rejections, the application is submitted as being in condition for allowance which action is earnestly solicited.

If the Examiner has any remaining issues to be addressed, it is believed that prosecution can be expedited by the Examiner contacting the undersigned attorney for a telephone interview to discuss resolution of such issues.

If there are any underpayments or overpayments of fees associated with the filing of this Amendment, please charge and/or credit the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

By:



David M. Pitcher  
Registration No. 25,908

1201 New York Avenue, N.W.  
Suite 700  
Washington, D.C. 20005  
Telephone: (202) 434-1500  
Facsimile: (202) 434-1501